

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott Trees )  
Serial No.: 09/817,449 ) Group Art Unit: 1661  
Filed: March 26, 2001 ) Examiner: S. McCormick  
For: Interspecific *Lobelia* Plant )

Commissioner For Patents  
Washington, D.C. 20231

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AMENDMENT

TECH CENTER 1600/2900

Sir:

This Amendment is being submitted in response to the Office Action dated May 21, 2002 in connection with the above-identified application.

IN THE CLAIMS:

Please amend claims 1, 4-5 and 11-12 as follows:

A<sup>1</sup>  
Claim 1. (Amended). A method of producing an interspecific *Lobelia* plant, the method comprising the steps of:

- crossing a *Lobelia erinus* with a *Lobelia valida*;
- recovering the resulting F<sub>1</sub> hybrid interspecific *Lobelia* seed;
- planting the F<sub>1</sub> hybrid interspecific *Lobelia* seed and growing into plants; and
- selecting an interspecific *Lobelia* plant.

A<sup>2</sup>  
Claim 4. (Amended). An interspecific *Lobelia* plant produced by the method of claim 1 having a semi-trailing habit.

Claim 5. (Amended). The interspecific *Lobelia* plant of claim 4 wherein said plant is BFP-100.

A<sup>3</sup>  
Claim 11. (Amended). An interspecific *Lobelia* plant having a semi-trailing habit and produced by a method comprising the steps of:

- A<sup>3</sup>
- a. crossing a *Lobelia erinus* with a *Lobelia valida*;
  - b. recovering the resulting F<sub>1</sub> hybrid interspecific *Lobelia* seed;
  - c. planting the F<sub>1</sub> hybrid interspecific *Lobelia* seed and growing into plants; and
  - d. selecting an interspecific *Lobelia* plant having a semi-trailing habit.

~~MSI~~ Claim 12. (Amended). The interspecific *Lobelia* plant of claims 11 wherein said plant is BFP-100.

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**CERTIFICATE OF MAILING**

I hereby certify that this amendment is being hand delivered to the Commissioner of Patents, 1911 South Clark Place, Crystall Mall One, 7<sup>th</sup> Floor Receptionist Area, Arlington, Virginia 22202 on August 20, 2002.

Samchay Chinyavong